

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

-against-

RICHARD R. GOLDBERG,

Defendant.

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APPEARANCES:

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U.S. Department of Justice
Consumer Protection Branch
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Attorney for the United States

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Attorney for Defendant Richard R. Goldberg

AZRACK, United States District Judge:

On August 26, 2020, defendant Richard R. Goldberg (“Defendant”) first moved for compassionate release following the onset of the COVID-19 pandemic. (ECF No. 597.) Though the Court denied his motion because the Section 3553(a) sentencing factors weighed against granting him compassionate release, the application was denied “without prejudice to its renewal should Defendant’s condition or the situation at his facility materially worsen.” (ECF No. 603.)

Defendant has again moved for compassionate release. (ECF No. 615.) Because of increasing cases at USP Lewisburg, Defendant argues that the Section 3553(a) factors now weigh in favor of granting the motion.

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ORDER

13-CR-120 (JMA)

**FILED
CLERK**

3/1/2021 3:02 pm

**U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
LONG ISLAND OFFICE**

The Court has considered Defendant's arguments and the government's response and finds that the updated situation does not alter the Court's prior analysis of the Section 3553(a) factors. (ECF No. 154 at 6.) Accordingly, Defendant's motion is **DENIED** without prejudice.

SO ORDERED.

Dated: March 1, 2021
Central Islip, New York

/s/ (JMA)
JOAN M. AZRACK
UNITED STATES DISTRICT JUDGE